(Spl.-H.C.A.S.,C.D.,78-e)

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF BOMBAY AT GOA
APPELLATE SIDE
WRIT PETITION NO.16 OF 2004

Office Note, Office Memoranda of Quorum, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Mr.H.R. Bharne, Government Advocate for the petitioner.

Mr. F.N. Tavora, Advocate for respondent No.1.

CORAM : N.N. MHATRE, J.
DATE : JANUARY 16, 2004.

P.C.:

Learned Counsel for the petitioner contends that the application pending before the Civil Judge, Sr. Division at Mapusa for removal of the arbitrator on various grounds is pending decision. The learned trial Judge has refused to grant stay of the arbitration proceedings which have commenced as the High Court had directed by its order dated 31.7.1997 that the arbitration should be completed and an award should be passed within four months of that order. It appears that this Order was challenged by the petitioner in the

Apex Court. The Special Leave Petition filed by the petitioner was dismissed on 18.9.2003. Thereafter, the parties appeared before the arbitrator. An application was filed by the petitioner before the Civil Judge, Sr. Division, Mapusa for removal of the arbitrator and the petitioner also prayed for an injunction till such time as the main application was decided. Having been refused the injunction, the petitioner has approached this Court.

2. Heard parties. I am informed that the main application has been fixed on 3.2.2004. Till such time as the main application is decided, the arbitration proceedings are stayed. The Civil Judge, Sr. Division, Mapusa to dispose of the application by end of February, 2004. The petitioner is disposed of accordingly.

NISHITA MHATRE, J.